S.B.Cr.Misc. Bail App. No.5081/2007

(Asgar Khan vs. State of Rajasthan)

Date of order : October 09, 2007

HON'BLE MR.H.R.PANWAR,J.

Mr.Madan Singh, for the petitioner.
Mr.Ashok Upadhyaya, Public Prosecutor.

Heard learned counsel for the petitioner and the Public Prosecutor for the State. Perused the order impugned.

The petitioner is facing trial for the offences under sections 457 and 380 I.P.C. The petitioner was granted bail but he failed to appear before the trial court. However, after having been arrested, he moved a bail application before the trial court, which came to be rejected by the trial court.

Learned counsel for the petitioner submits that if the petitioner is granted bail, he will continuously appear before the trial court on each and every date of hearing and whenever called upon to do so till the completion of the trial and will not repeat the bail jump.

Having considered the totality of facts and circumstances of the case and taking into account the oral arguments advanced

by both the parties, I think it just and proper to enlarge the accused petitioner on bail.

Accordingly, the bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that petitioner Asgar Khan s/o Alladin be released on bail in Cr. Regular Case No.64/1999 pending before the Addl. Chief Judicial Magistrate No.3, Jodhpur provided he furnishes a personal bond in a sum of Rs.20,000/- with two sound and solvent sureties in the sum of Rs. 10,000/- to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(H.R.PANWAR),J.

m.asif/-